

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

**ANTONIO LEDESMA, as personal
representative for the estate of
Maria Ledesma (deceased) and as
legal guardian of Nancy Osorio (a
minor),**

Plaintiff,

vs.

**RICHARD BRAHMER, d/b/a
Brahmer Trucking,**

**Defendant and
Cross-Claimant,**

vs.

RICARDO OSORIO TORRES,

**Defendant, Cross-
Claim Defendant.
Third-Party
Plaintiff.**

8:13CV310

ORDER

This matter is before the court on the defendant and cross-claimant's, Richard Brahmer (Brahmer), Motion to Strike Third-Party Petition (Filing No. 52). Brahmer filed a brief (Filing No. 53) in support of the motion. Ricardo Osorio Torres (Osorio), the defendant, cross-claim defendant, and third-party plaintiff, filed a brief (Filing No. 63) in response. Brahmer seeks to strike Osorio's Third-Party Petition (Filing No. 50), which names John Doe, an unidentified driver, because it is improper under Iowa law. **See** Filing No. 53 - Brief. Osorio states he does not object to this court striking the Third-Party Petition against John Doe. **See** Filing No. 63 - Response. Accordingly,

IT IS ORDERED:

1. Brahmer's Motion to Strike Third-Party Petition (Filing No. 52) is granted.
2. Osorio Third-Party Petition (Filing No. 50) is hereby stricken.

Dated this 18th day of February, 2015.

BY THE COURT:

s/ Thomas D. Thalken
United States Magistrate Judge